

McGREGOR W. SCOTT  
United States Attorney  
KAREN A. ESCOBAR  
Assistant U.S. Attorney  
3654 Federal Building  
1130 "O" Street  
Fresno, California 93721  
Telephone: (559) 498-7272

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	CR-F-02-5408-OWW
	)	
Plaintiff,	)	FINAL ORDER OF
	)	FORFEITURE RE: PERSONAL PROPERTY
v.	)	OF DEFENDANTS MARCO ANTONIO
	)	NEGRETE-SAENZ, VICTOR SANCHEZ
MARCO ANTONIO NEGRETE-SAENZ,	)	SEPULVEDA, AND GILBERTO
JESUS OLIVAREZ-VEGA,	)	MALDONADO
aka Jesus Oliveras-Vega,	)	
MANUEL SOLORZANO CONTINO,	)	
aka Victor Sanchez	)	
Sepulveda,	)	
GILBERTO MALDONADO, and	)	
JAVIER VILLAVICENCIO,	)	
	)	
Defendants.	)	

WHEREAS, on August 17, 2004, this Court entered a Preliminary Order of Forfeiture Re: Personal Property of Defendants Marco Antonio Negrete-Saenz, Victor Sanchez Sepulveda, and Gilberto Maldonado, pursuant to the provisions of 21 U.S.C. § 853, based upon the guilty verdicts by a jury of violations of 21 U.S.C. §§ 841, 841(b)(1)(A), 841(c)(2), 843(b), and 846 by defendants Marco Antonio Negrete-Saenz, Victor Sanchez Sepulveda, and Gilberto Maldonado and the oral stipulation for forfeiture, forfeiting to the United States the following property:

- a. \$10,600 in U.S. Currency;
- b. 2000 Chevrolet Pickup Truck, VIN No. 1GCEC14WXYZ217600, California License No. 6N47516; and,
- c. 1995 Chevrolet Suburban, VIN No. 1GNEC16K5SJ321306, California License No. 4WBG898.

AND WHEREAS, on September 27, 2004, October 4, 2004 and October 11, 2004, the United States published notification of the Court's Preliminary Order of Forfeiture in The Modesto Bee (Stanislaus County), a newspaper of general circulation located in the county in which the above-described property was seized. Said published notice advised all third parties of their right to petition the court within thirty (30) days of the publication date for a hearing to adjudicate the validity of their alleged legal interest in the forfeited property;

AND WHEREAS, the United States and Petitioner Ruesga's Used Cars, have entered into a stipulation for expedited settlement approved by the Court on January 18, 2005, regarding the personal property (hereafter "the Property") described as the 1995 Chevrolet Suburban, VIN No. 1GNEC16K5SJ321306, California License No. 4WBG898;

AND WHEREAS, the Court has been advised that no other third party has filed a claim to the subject personal properties, and the time for any person or entity to file a claim has expired;

Accordingly, it is hereby ORDERED and ADJUDGED:

1. A Final Order of Forfeiture shall be entered forfeiting to the United States of America all right, title, and interest in the above-listed personal properties pursuant to 21 U.S.C. § 853, to be disposed of according to law, including all right, title, and

1 interest of defendants Marco Antonio Negrete-Saenz, Victor Sanchez  
2 Sepulveda, and Gilberto Maldonado.

3 2. All right, title, and interest in the above-described  
4 properties shall vest solely in the name of the United States of  
5 America.

6 3. The United States shall pay, upon entry of this Final  
7 Order of Forfeiture and the sale of the Property, Petitioner  
8 Ruesga's Used Cars from the proceeds of sale, after payment of  
9 outstanding expenses incurred by the U.S. Marshals Service in  
10 connection with its custody and sale of the Property, the  
11 following:

12 a. The amount of \$3,629.92 in full settlement and  
13 satisfaction of Ruesga's Used Cars claim against  
14 the Property and of all claims arising from and  
15 relating to the seizure, detention, and forfeiture  
16 of the Property.

17 4. The United States shall maintain custody of and control  
18 over the subject personal properties until they are disposed of  
19 according to law.

20 SO ORDERED THIS 22ND day of November, 2005.

21  
22 /s/ OLIVER W. WANGER

23 \_\_\_\_\_  
24 OLIVER W. WANGER  
25 United States District Judge

26 CERTIFICATE OF REASONABLE CAUSE

27 Pursuant to the guilty verdicts by a jury and the oral  
28 stipulation for forfeiture of defendants Marco Antonio Negrete-

1 Saenz, Victor Sanchez Sepulveda, and Gilberto Maldonado, the Court  
2 enters this Certificate of Reasonable Cause pursuant to 28 U.S.C. §  
3 2465, that there was reasonable cause for seizure of the above-  
4 described personal properties.

5  
6 Dated: November 22, 2005 /s/ OLIVER W. WANGER  
7 OLIVER W. WANGER  
8 United States District Judge  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28